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FACSIMILE TRANSMITTAL

FROM: Paul J. Higgins, Esq.

DATE: April 15, 2003

OUR REF.: 9926.1016

NO. OF PAGES (including cover): 8

Serial No.: 09/871.1016

PLEASE DELIVER THE FOLLOWING TO:

Recipient(s):

Firm(s):

Fax Number(s):

Attn: Greg Vidovich

USPTO

(703) 308-7058

MESSAGE:

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PLEASE CALL OR FAX SENDER TO ADVISE. THANK YOU.**

Attorney Docket No. 9926.1016

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Kari HOLOPAINEN, et al.
Serial No.: 09/871,535
Filed: May 31, 2001
For: METHOD FOR FITTING THE TUBULAR ROLL
SHELL OF A ROLL IN A PAPER OR BOARD
MACHINE WITH SLIDE BEARINGS, AND
ROLL FOR APPLYING THE METHOD

#9/dpm
1-8-04
Ret re
Aband.

**PETITION TO WITHDRAW THE HOLDING OF
ABANDONMENT UNDER 37 C.F.R. 1.81**

Commissioner for Patents
Washington, DC 20231-0001

April 15, 2003

Dear Sir:

Applicant hereby requests consideration on the merits of the Petition to Withdraw the Holding of Abandonment Under 37 CFR 1.181(a) and in support thereof shows the following:

1. A Notice of Abandonment dated April 7, 2003 was received by Applicant's attorney on April 11, 2003. A copy of the Notice of Abandonment is enclosed herewith. According to the Notice of Abandonment, an Office letter was mailed on July 10, 2002 and a reply thereto was never received by the United States Patent and Trademark Office (USPTO). However, Applicant's attorney hereby advises that a proper reply was filed on July 31, 2002.

I hereby certify that this correspondence is being
deposited with the USPTO via facsimile on April 15, 2003

STEINBERG & RASKIN, P.C.

By: Janette McPherson

Attorney Docket No.: 9926.1016

2. Applicant's attorney submitted a Response to Restriction Requirement set forth in the July 10th Office letter, including a proper election, on July 31, 2002. A copy of the Response to Restriction Requirement is submitted herewith. It is noted that the Response included a certificate of mailing dated July 31, 2002.

3. Applicant's Attorney hereby advises as follows:

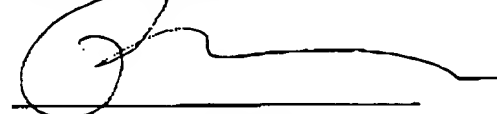
a. Applicant's Attorney has conducted a search of the file jacket and docket records of Attorney Docket No. 9926.1016 (U.S. Patent Application No. 09/871,535) that indicated that the Response to Restriction Requirement was timely filed on July 31, 2002 by Applicant's Attorney and received by the USPTO on August 5, 2002;

b. Applicant's Attorney attaches hereto a copy of the return postcard indicating that the Response to Restriction Requirement was received by the USPTO on August 5, 2002.

Applicant's Attorney hereby asserts that this response is timely and that no petition fee is required. In the event any fee is required for this response, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 500518. A duplicate copy of this letter is enclosed.

Respectfully submitted,

By:



Paul J. Higgins
Reg. No. 44,152

Steinberg & Raskin, P.C.
1140 Avenue of the Americas, 15th Floor
New York, NY 10036-5803
Telephone: (212) 768-3800
Facsimile: (212) 382-2124

Our Ref.: 9926.1016

.pjh

July 31, 2002

Rc: U.S. Patent Application
Serial No.: 09/871,535
Applicant: Kari HOLOPAINEN, et al.
Assignee: METSO PAPER, INC.
Title: METHOD FOR FITTING THE TUBULAR ROLL ...

- Response to Restriction Requirement with Certificate of Mailing (1 page)

Box: NON-FEE AMENDMENT

Envelope: First Class Mail

Due Date: August 10, 2002

Checked By:



9926.1016

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Kari HOLOPAINEN, et al.
Serial No.: 09/871,535
Filed: May 31, 2001
For: METHOD FOR FITTING THE TUBULAR ROLL
SHELL OF A ROLL IN A PAPER OR BOARD
MACHINE WITH SLIDE BEARINGS, AND
ROLL FOR APPLYING THE METHOD

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

July 31, 2002

Sir:

Applicant, in response to the restriction requirement set forth in the Office Action dated September 15, 2000, elects to further prosecute in this case the claims of Group II, namely, claims 8-13, drawn to a roller.

This election is made without prejudice to filing a divisional application directed to the subject matter of the non-elected claims of Group I, namely, claims 1-7 and 14-15.

Respectfully submitted,

STEINBERG & RASKIN, P.C.

By: 

Paul J. Higgins
Reg. No. 44,152

I hereby certify that this correspondence and/or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Assistant Commissioner for Patents Washington, D.C. 20231" on July 31, 2002.
STEINBERG & RASKIN, P.C.

BY: 



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20221
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/871,535	05/31/2001	Kari Holopainen	9926.1016	8899

21831 7590 04/07/2003

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EXAMINER

ROSENBAUM, IRENE CUDIA

ART UNIT

PAPER NUMBER

3726

DATE MAILED: 04/07/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED

STEINBERG & RASKIN, P.C.

Notice of Abandonment

Application No.

09/871,535

Examiner

Irene Cuda-Rosenbaum

Applicant(s)

HOLOPAINEN ET AL.

Art Unit

3726

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 10 July 2002.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.